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Tarrant County Texas

Official Public Records

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**CORRECTION OF DESCRIPTION in an OIL, GAS and MINERAL LEASE**  
**and RATIFICATION of LEASE TERMS**

THE STATE OF TEXAS:

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF TARRANT:

WHEREAS, under date of December 27, 2007, a certain Oil Gas and Mineral Lease was executed by Rodney D. Banks and wife, Carol J. Banks, a Memorandum of said Lease being Recorded as document number D208023050, Tarrant County Deed Records, and which lease covered 1.9509 acres of land, more or less, situated in Tarrant County, Texas, a portion of which was described therein as follows to wit:

Tract 1; 0.55800 acres, more or less, being a tract of land divided out of Lot 5, Block 4, Dalworthington Gardens, an Addition to the City of Dalworthington Gardens, Tarrant County, Texas as described in a Plat recorded in Volume 388-A, Page 5, Plat Records, Tarrant County, Texas

WHEREAS, said description of the aforementioned Tract is incomplete and indefinite; and that portion of the land intended to be covered by the said lease, and situated in said County and State, is more accurately described as follows, to wit:

Tract 1: 0.5580 of an acre, more or less, situated in the L. Randall Survey, A-1311, more fully described in the Warranty Deed, dated May 6, 1999, and recorded in Volume 13870, Page 496, Deed Records, Tarrant County, Texas.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged and confessed, and for the purpose of making said lease definite and certain in respect to the identity of the lands intended to be covered thereby, we do hereby acknowledge that it was the intention of the Lessor in the aforesaid lease to lease for oil and gas mining purpose all of the 1.95609 acres of land, more or less, including the lands last above described; and we hereby amend said lease **only insofar** in respect to the description of the lands included therein as stated herein, and ratify and adopt the same as so corrected above in all of its terms and provisions, and do hereby lease, grant, demise and let said land and premises unto XTO Energy Inc., its successors and assigns, being the present owners and holders of said lease, subject to and in accordance with all the terms and provisions of said lease including, specifically, the pooling provisions and we hereby agree and declare that said lease in all of its terms and provisions is binding on us and is valid and subsisting oil, gas and mineral lease and in full force and effect.

It is understood and agreed between the parties hereto that this document, as executed, is in no way intended to, nor does it in fact, diminish Lessor's surface estate or their rights to negotiate a surface location on the above leased premises or other aspects of the lease.

IN WITNESS WHEREOF, this instrument is executed this 19<sup>th</sup> day of January, 2010, but effective the date of the said lease.

LESSOR:

LESSEE:

XTO Energy Inc.

By: Rodney D. Banks  
 Rodney D. Banks

By: Edwin S. Ryan, Jr.  
 54 Edwin S. Ryan, Jr.  
 Senior Vice President-Land Administration

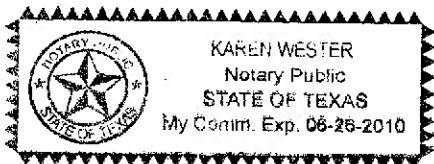
LESSOR:

By: Carol J. Banks  
 Carol J. Banks

STATE OF TEXAS:

COUNTY OF TARRANT:

The foregoing instrument was acknowledged before me this 31 day of December, 2010, by Rodney D. Banks and wife, Carol J. Banks.



Notary Signature:

Karen Wester

Printed Name:

Karen Wester

Notary Public, State of

Texas

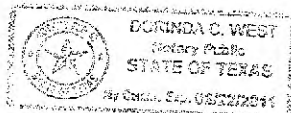
My Commission Expires:

6-26-10

STATE OF TEXAS:

COUNTY OF TARRANT:

The foregoing instrument was acknowledged before me this 13 day of January, 2010, by Edwin S. Ryan, Jr., Senior Vice President-Land Administration, on behalf of XTO Energy Inc.



Notary Signature:

Dorinda C West

Printed Name:

DORINDA C WEST

Notary Public, State of

TEXAS

My Commission Expires:

06-22-2011